

**LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU**

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RICK BLANGIARDI
MAYOR



NARSI A. GANABAN
INTERIM CHAIRPERSON

MALAMA MINN
CO-VICE CHAIRPERSON

DARREN Y.T. LEE
CO-VICE CHAIRPERSON

DUANE R. MIYASHIRO
COMMISSIONER

FRANKLIN DON PACARRO, JR.
ADMINISTRATOR

ANNA C. HIRAI
ASSISTANT ADMINISTRATOR

HEARING SYNOPSIS

April 29, 2021 Agenda (41st Meeting)
Present: Ganaban, Minn, Miyashiro, Lee

PUBLIC HEARING – LICENSE GRANTED

[Comm. Minn moved for approval; Comm. Lee seconded; Vote 4:0]

JMM Management, Inc., dba The Counter
Restaurant General license (Category No. 2 - Live entertainment or Recorded Music and Dancing)
Transfer from TC Kahala, LLC, dba The Counter
4211 Waialae Avenue, Space E-2

PUBLIC HEARING KEPT OPEN – CONTINUED TO MAY 6, 2021

[Comm. Minn moved for continuance; Comm. Lee seconded; Vote 4:0]

Wayward Somm LLC, dba The Sommelier's Box
841 Bishop Street, Unit 121
Retail General license

APPROVED AT PRELIMINARY HEARING

[Comm. Minn moved for approval; Comm. Lee seconded; Vote 4:0]

TH Kahala LLC, dba The Boardroom
44 Kainehe Street, Kailua
Restaurant General license (Category No. 2 - Live entertainment or Recorded Music and Dancing)

Broken Glass LLC, dba The Other Side Diner
42 North Hotel Street
Restaurant General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing)

KUY Restaurants Limited Liability Company, dba MW Restaurant
888 Kapiolani Boulevard, Space 201
Restaurant General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing)

KUY Restaurants Limited Liability Company, dba Artizen By MW
888 Kapiolani Boulevard, Space 102
Restaurant General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing)

KUY Restaurants Limited Liability Company, dba MW Restaurant
888 Kapiolani Boulevard, Space 102
Retail General license

Trois Bijoux LLC, dba Farmhouse Café
808 Sheridan Street, #107
Restaurant General license (Category No. 1 – Standard Bar)

Bottleheads LLC, dba Bottleheads
315 Uluniu Street, Unit 102, Kailua (Kailua Square Building)
Dispenser General license (Category No. 1 – Standard Bar)

Bottleheads LLC, dba Bottleheads
315 Uluniu Street, Unit 102, Kailua (Kailua Square Building)
Retail General license

PRELIMINARY HEARING WITHDRAWN

[Comm. Minn moved for withdrawal; Comm. Lee seconded; Vote 4:0]

Regal Cinemas, Inc., dba Regal Cinemas Dole Cannery Stadium 18
735 B Iwilei Road
Restaurant General license (Category No. 1 – Standard Bar)

OTHER LICENSE/APPLICATION/REQUEST GRANTED

[Comm. Minn moved for approval; Comm. Lee seconded; Vote 4:0]

Gorae Restaurant LLC, dba Gorae Mini Market
350 Ward Avenue, Suite 110, the current site of Hoku Market
Temporary Retail General license

2375 Ala Wai Property LLC, dba Waikiki Sand Villa Hotel
2375 Ala Wai Boulevard, the current site of Waikiki Sand Villa Hotel
Temporary Hotel General license

Leahi Bar And Grill, Inc., dba Leahi Bar And Grill
2446 Koa Avenue, Floor 2, the current site of La Cucaracha Mexican Bar & Grill
Temporary Restaurant General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing)

No Ego LLC, dba Mezzo Bistro
2919 Kapiolani Boulevard, #106, the current site of Formaggio Wine Bar
[Stand-Alone] Restaurant General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing)

Let Them Talk LLC, dba Let Them Talk; Market Eatery Kakaako
Dispenser General license (Category No. 3 – Live Entertainment or Recorded Music and Dancing)
458 Keawe Street
Approval to permanently increase its licensed premises by approximately 725 square feet

Maui Brewing Waikiki LLC, dba Maui Brewing Co.
Restaurant General license (Category No. 2 - Live entertainment or Recorded Music and Dancing)
2300 Kalakaua Avenue (R1223);
and
MBC Kailua LLC, dba Maui Brewing Co., Restaurant General license (Category No. 2 - Live
Entertainment or Recorded Music and Dancing)
573 Kailua Road, Suite 105, Kailua
*Waiver of Rule 3-82-38.3 to allow the production, storage and service of frozen alcoholic mixed drinks at
its licensed premises*

ADJUDICATION HEARINGS

[Comm. Minn moved to accept or amend recommended penalty; Comm. Lee seconded;
Vote 4:0]

Aloha Beer Company, LP dba, Aloha Beer Company, LP
Brew Pub General (Category No. 2 – Live Entertainment or Recorded Music and Dancing)
700 Queen Street
Violation: Rule 3-81-17.56 [Failure to accurately report gross liquor sales or to properly complete
the gross liquor sales report]
Plea: No contest with explanation
Disposition: \$500 penalty

Yong Sun Lee, dba Don E Don
Restaurant General (Category No. 1 – Standard Bar)
919 Keeaumoku Street, Suite A101
Violation: Rule 3-82-38.8 [Failure to timely submit employee registration list]
Plea: No contest with explanation
Disposition: \$250 penalty

Yong Sun Lee, dba Don E Don
Restaurant General (Category No. 1 – Standard Bar)
919 Keeaumoku Street, Suite A101

Charge 1

Violation: Section 281-41(e), HRS [Licensee, a limited liability company (hereinafter “LLC”), failed
to notify the Commission, in writing, of the name, age and place of residence of the
member or members who have been admitted, prior to such admission or withdrawal]
Plea: No contest with explanation
Disposition: \$500 penalty

Charge 2

Violation: Section 281-41(h), HRS [Licensee, without Commission approval, transferred its
business to another person, either openly or under any undisclosed arrangement,
whereby such other person came into possession or control of the business, or took in
any partner or associate]
Plea: No contest with explanation
Disposition: \$500 penalty

JHK Hawaii Investment Corporation, dba Goodies Market
Retail General
198 South Kamehameha Highway, Wahiawa
Violation: Rule 3-83-62(a) [Physical alterations without prior written approval]
Plea: No contest with explanation
Disposition: \$500 penalty

JHK Hawaii Investment Corporation, dba Goodies Market
Retail General
198 South Kamehameha Highway, Wahiawa

Violation: Section 281-41(h), HRS [Licensee, without Commission approval, transferred its business to another person, either openly or under any undisclosed arrangement, whereby such other person came into possession or control of the business, or took in any partner or associate]
Plea: No contest with explanation
Disposition: \$500 penalty

Food Pantry, Ltd., dba Ku'ai Market
Retail General
3253 North Nimitz Highway

Violation: Section 281-78(b)(1)(A), HRS [Licensee sold, served or furnished intoxicating liquor to a minor, or allowed consumption of intoxicating liquor by a minor at the licensed premises]
Plea: No contest with explanation
Disposition: \$1,000 penalty

KCO Restaurant, Ltd., dba Sandy's Sports Bar & Grill
Dispenser General (Category No. 3 – Live Entertainment or Recorded Music and Dancing)
99-080 Kauhale Street, #D11, Aiea

Charge 1

Violation: Rule 3-84-72.2 [Licensee failed to have street and/or primary entrances unlocked during all times when any person other than an on-duty employee is on the licensed premises]
Plea: No contest with explanation
Disposition: \$500 penalty

Charge 2

Violation: Section 281-79, HRS [One or more Commission investigators were threatened with the use of violence, force, physical interference or obstacle; were hindered obstructed or prevented from entering into licensee's premise; or were opposed, obstructed or molested in the performance of their duties, whether by the Licensee, Licensee's employee, or any other person]
Plea: No contest with explanation
Disposition: \$1,000 penalty

Sushi II, Inc., dba Sushi II, Inc.
Restaurant General (Category No. 1 – Standard Bar)
655 Keeaumoku Street, #109

Charge 1

Violation: Rule 3-81-17.54(d) [Failed to make available for inspection and/or auditing its books and records for the last four (4) years indicating all income, purchases, expenses, and employee time records]
Plea: Admit allegations; no explanation
Disposition: \$500 penalty

Charge 2

Violation: Section 281-31(t), HRS [Licensee purchased or acquired liquor from a person or entity other than a licensed wholesaler for purposes of resale]
Plea: Admit allegations; no explanation
Disposition: \$500 penalty

Punch Out, Inc., dba Eight 50/Leeward Bowl
Dispenser General (Category No. 1 – Standard Bar)
850 Kamehameha Highway, Pearl City

Violation: Section 281-41(i), HRS [Failure to timely notify of name, age, and residence of officer or director]

Plea: No contest with explanation

Disposition: \$500 penalty

ADJUDICATION HEARINGS – CONTINUED

[Comm. Miyashiro moved for continuance; Comm. Lee seconded; Vote 4:0]

Kuuraku USA, Inc., dba Chiba-Ken
Restaurant General (Category No. 1 – Standard Bar)
468 Ena Road

Violation: Section 281-41(h), HRS [Licensee, without Commission approval, transferred its business to another person, either openly or under any undisclosed arrangement, whereby such other person came into possession or control of the business, or took in any partner or associate]

CONTINUED 4 WEEKS [TO MAY 27, 2021]

Italian Restaurant #1, LLC, dba Romano's Macaroni Grill
Restaurant General (Category No. 2 – Live Entertainment or Recorded Music and Dancing)
1450 Ala Moana Boulevard, #4240

Violation: Section 281-41(e), HRS [Licensee, a limited liability company (hereinafter “LLC”), failed to notify the Commission, in writing, of the name, age and place of residence of the member or members who have been admitted, prior to such admission or withdrawal]

CONTINUED TO NEXT AVAILABLE DATE

Hana Mana Hikina Corporation, dba Three Peaks Island Craft Beer & Gifts (nka Olomana Brewing Co.)
Small Craft Producer General (Category No. 1 – Standard Bar)
274 Kuulei Road, Unit 1, Kailua

Violation: Rule 3-82-31.2(a) [Licensee conducted business outside of authorized class or category]

Plea: Deny allegations

CONTINUED TO NEXT AVAILABLE DATE

Tiana Café & Karaoke LLC, dba Tiana Café & Karaoke LLC
Dispenser General (Category No. 3 – Live Entertainment or Recorded Music and Dancing)
60 North Nimitz Highway

Charge 1

Violation: Rule 3-84-72.2 [Licensee failed to have street and/or primary entrances unlocked during all times when any person other than an on-duty employee is on the licensed premises]

Charge 2

Violation: Section 281-79, HRS [One or more Commission investigators were threatened with the use of violence, force, physical interference or obstacle; were hindered obstructed or prevented from entering into licensee's premise; or were opposed, obstructed or molested in the performance of their duties, whether by the Licensee, Licensee's employee, or any other person]

CONTINUED TO MAY 13, 2021 (Charges 1 and 2)

Tiana Café & Karaoke LLC, dba Tiana Café & Karaoke LLC
Dispenser General (Category No. 3 – Live Entertainment or Recorded Music and Dancing)
60 North Nimitz Highway

Charge 1

Violation: Section 281-38, HRS [Failure to comply with laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2020-30, regarding COVID-19]

Charge 2

Violation: Rule 3-84-72.2 [Licensee failed to have street and/or primary entrances unlocked during the time customers were on the licensed premises]

CONTINUED TO MAY 13, 2021 (Charges 1 and 2)

CONTESTED ADJUDICATION HEARING

[Comm. Miyashiro moved to find allegations sustained and to issue fine;
Comm. Lee seconded; Vote 4:0]

Club FNU, Inc., dba Club Femme Nu
Dispenser General (Categories No. 2, 3, & 4 – Nudity; Live Entertainment or Recorded Music and Dancing; and Hostess)
1673 Kapiolani Boulevard

Violation: Section 281-38, HRS [Failure to comply with laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2020-27, regarding COVID-19]

Plea: Deny allegations

Disposition: Allegations sustained; \$500 penalty